

LEGISLATIVE COUNSEL
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97TH CONGRESS
1ST SESSION

S. 784

To authorize appropriations for fiscal years 1982 and 1983 for the Department of State.

IN THE SENATE OF THE UNITED STATES

MARCH 24 (legislative day, FEBRUARY 16), 1981

Mr. PERCY (by request) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

A BILL

To authorize appropriations for fiscal years 1982 and 1983 for the Department of State.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 TITLE I—DEPARTMENT OF STATE

4 SHORT TITLE

5 SEC. 101. This title may be cited as the “Department of
6 State Authorization Act, Fiscal Years 1982 and 1983”.

7 AUTHORIZATION OF APPROPRIATIONS

8 SEC. 102. There are authorized to be appropriated for
9 the Department of State to carry out the authorities, func-

1 tions, duties, and responsibilities in the conduct of the foreign
2 affairs of the United States and other purposes authorized by
3 law, the following amounts:

4 (1) For "Administration of Foreign Affairs",
5 \$1,318,754,000 for the fiscal year 1982 and
6 \$1,248,059,000 for the fiscal year 1983.

7 (2) For "International Organizations and Confer-
8 ences", \$563,806,000 for the fiscal year 1982 and
9 \$554,436,000 for the fiscal year 1983.

10 (3) For "International Commissions",
11 \$22,508,000 for the fiscal year 1982 and \$22,432,000
12 for the fiscal year 1983.

13 (4) For "Migration and Refugee Assistance",
14 \$553,100,000 for the fiscal year 1982, and
15 \$460,000,000 for the fiscal year 1983.

16 SELECTIVE NONIMMIGRANT VISA WAIVER

17 SEC. 103. (a) Section 212(d) of the Immigration and
18 Nationality Act (8 U.S.C. 1182(d)) is amended by adding at
19 the end thereof the following new paragraphs:

20 "(9)(A) The requirement of paragraph 26(B) of
21 subsection (a) may be waived by the Attorney General
22 and the Secretary of State, acting jointly, in the case
23 of an alien who—

1 “(i) is applying for admission as a nonimmi-
2 grant visitor for business or pleasure for a period
3 not exceeding ninety days;

4 “(ii) is a national of a country which extends,
5 or is prepared to extend, reciprocal privileges to
6 citizens and nationals of the United States; and

7 “(iii) has been determined not to represent a
8 threat to the welfare, safety, or security of the
9 United States.

10 “(B)(i) For the period beginning on the effective
11 date of this paragraph and ending on the last day of
12 the first fiscal year which begins after the effective
13 date of this paragraph, a country shall be considered to
14 be within the purview of subparagraph (A)(ii) of this
15 paragraph if, in the last fiscal year preceding the effec-
16 tive date of this paragraph, such country had a nonim-
17 migrant visa refusal rate, as determined by the Secre-
18 tary of State in such manner as he shall by regulations
19 prescribe, of less than 2 percent.

20 “(ii) For each fiscal year following the period
21 specified in subparagraph (B)(i), a country considered
22 to be within the purview of subparagraph (A)(ii) during
23 such period shall not be considered to remain within
24 the purview of subparagraph (A)(ii) unless, in the fiscal
25 year immediately preceding such fiscal year, it had a

1 rate of exclusion and withdrawal of application for ad-
2 mission and rate of violation of nonimmigrant status, as
3 determined in both cases by the Attorney General in
4 such manner as he shall by regulations prescribe,
5 which did not exceed 1 percent. Determinations re-
6 quired by this subparagraph shall be made as soon as
7 practicable after the end of each fiscal year.

8 “(iii) If, in any fiscal year following the period
9 specified in subparagraph (B)(i), a country not previ-
10 ously considered within the purview of subparagraph
11 (A)(ii) shall have a nonimmigrant visa refusal rate, as
12 determined in the manner provided for in subparagraph
13 (B)(i), of less than 2 percent, such country shall be
14 considered to be within the purview of subparagraph
15 (A)(ii) for the next following fiscal year and shall there-
16 after be treated in the manner specified in subpara-
17 graph (B)(ii).

18 “(C) Notwithstanding the provisions of subpara-
19 graphs (A) and (B) of this paragraph, no alien shall be
20 admitted without a visa pursuant to this paragraph if
21 he has previously been so admitted and failed to
22 comply with the conditions of his previous admission.”.

23 (b) Section 214(a) of the Immigration and Nationality
24 Act (8 U.S.C. 1184(a)) is amended by changing the period at
25 the end thereof to a colon and by adding thereto the follow-

1 ing: "Provided, That no alien admitted to the United States
2 without a visa pursuant to section 212(d)(9) shall be author-
3 ized to remain in the United States as a temporary visitor for
4 business or pleasure for a period exceeding ninety days from
5 the date of his admission."

6 (c) Section 245(c) of the Immigration and Nationality
7 Act (8 U.S.C. 1255(c)) is amended to read as follows:

8 "(c) The provisions of this section shall not be applicable
9 to (1) an alien crewman; (2) an alien (other than an immedi-
10 ate relative as defined in section 210(b)) who hereafter con-
11 tinues in or accepts unauthorized employment prior to filing
12 an application for adjustment of status; (3) an alien admitted
13 in transit without visa under section 212(d)(4)(C); or (4) an
14 alien admitted as a temporary visitor for business or pleasure
15 without a visa under section 212(d)(9)."

16 (d) Section 248 of the Immigration and Nationality Act
17 (8 U.S.C. 1258) is amended by inserting after the work
18 "except" the following: "an alien admitted as a temporary
19 visitor for business or pleasure under section 212(d)(9)."

20 **PASSPORT FEES AND DURATION**

21 **SEC. 104.** (a) Section 1 of the Act of June 4, 1920, as
22 amended (22 U.S.C. 214), is amended by striking out the
23 first sentence and inserting in lieu thereof, "There shall be
24 collected and paid into the Treasury of the United States a
25 fee, prescribed by the Secretary of State by regulation, for

1 each passport issued and a fee, prescribed by the Secretary of
2 State by regulation, for executing each application for a
3 passport.”.

4 (b) Section 2 of the Act of July 3, 1926, as amended (22
5 U.S.C. 217a), is amended:

6 (1) by striking out “five” in the first sentence and
7 inserting in lieu thereof, “ten”;

8 (2) by inserting before the period at the end of the
9 second sentence “in an individual case or on a general
10 basis pursuant to regulation”; and

11 (3) by striking out the third sentence, and substi-
12 tuting in lieu thereof, “A passport issued subsequent to
13 the effective date of this section shall be valid for a
14 period of ten years from the date of issue except where
15 such passport is or has been limited by the Secretary
16 of State to a shorter period.”.

17 LIVING QUARTERS FOR THE STAFF OF THE UNITED

18 STATES REPRESENTATIVE TO THE UNITED NATIONS

19 SEC. 105. Section 8 of the United Nations Participation
20 Act of 1945, as amended (22 U.S.C. 287e), is amended:

21 (1) by striking “the representative of the United
22 States to the United Nations referred to in paragraph
23 (a) of section 2 hereof” and inserting in lieu thereof,
24 “the representatives provided for in section 2 hereof
25 and of their appropriate staffs”, and

1 (2) by adding at the end thereof the following:

2 "Any payments made by United States Government
3 personnel for occupancy by them of such leased or
4 rented premises shall be credited to the appropriation,
5 fund, or account utilized by the Secretary for such
6 lease or rental, or to the appropriation, fund or account
7 currently available for such purposes."

8 INTERNATIONAL ORGANIZATIONS IN VIENNA

9 SEC. 106. Amend section 2 of the United Nations Par-
10 ticipation Act of 1945, as amended (22 U.S.C. 287) by
11 adding at the end thereof the following new subsection:

12 "(h) The President, by and with the advice and consent
13 of the Senate shall appoint a representative of the United
14 States to the Vienna office of the United Nations with appro-
15 priate rank and status who shall serve at the pleasure of the
16 President and subject to the direction of the Secretary of
17 State. Such person shall, at the direction of the Secretary of
18 State, represent the United States at the Vienna office of the
19 United Nations, and perform such other functions there in
20 connection with the participation of the United States in in-
21 ternational organizations as the Secretary of State from time
22 to time may direct."

23 BILATERAL SCIENCE AND TECHNOLOGY AGREEMENTS

24 SEC. 107. In addition to the amounts authorized to be
25 appropriated by section 102(a) of this Act, there are author-

1 ized to be appropriated to the Secretary of State \$3,700,000
2 for the fiscal year 1982 and \$3,700,000 for the fiscal year
3 1983 for payment of the United States share of expenses of
4 the science and technology agreements between the United
5 States and Yugoslavia, and the United States and Poland.

6 EX GRATIA PAYMENT

7 SEC. 108. Of the amount appropriated under paragraph
8 (1) of section 102 of the "Department of State Authorization
9 Act, Fiscal Years 1982 and 1983", \$81,000 shall be availa-
10 ble for payment ex gratia to the Government of Yugoslavia
11 as an expression of concern by the United States Govern-
12 ment for the injuries sustained by a Yugoslav national as a
13 result of an attack on him in New York City.

14 PAN AMERICAN INSTITUTE OF GEOGRAPHY AND HISTORY

15 SEC. 109. Paragraph (1) of Public Resolution 42, 74th
16 Congress, approved August 2, 1935, as amended (22 U.S.C.
17 273), is amended by deleting, "not to exceed \$200,000
18 annually,".

19 INTERNATIONAL INSTITUTE FOR THE UNIFICATION OF

20 PRIVATE LAW AND HAGUE CONFERENCE ON PRIVATE

21 INTERNATIONAL LAW

22 SEC. 110. Section 2 of Public Law 88-244, approved
23 December 30, 1963, as amended (22 U.S.C. 269g-1), is
24 amended by deleting " , except that in no event shall any
25 payment of the United States to the Conference or the Insti-

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1 tute for any year exceed 7 per centum of all expenses appor-
2 tioned among members of the Conference or the Institute, as
3 the case may be, for that year”.

4 PAN AMERICAN RAILWAY CONGRESS

5 SEC. 111. Section 2(a) of Public Law 30-794 approved
6 June 28, 1948, as amended (22 U.S.C. 230k), is amended by
7 striking out “not more than \$15,000 annually” and inserting
8 in lieu thereof “such sums as may be necessary”.

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